

1379.9.25
THE
PROCEEDINGS

AT THE
Sessions of the Peace,
AND
Oyer and Terminer,

FOR THE
City of LONDON,
AND
County of MIDDLESEX,
HELD

At Justice-Hall in the Old-Bailey, on Friday the 27th of February last, before the Right Honourable Sir RICHARD BROCAS, Knt. Lord Mayor of the City of LONDON; the Honourable Mr. Justice PRICE, Mr. Justice PROBYN, and Mr. Baron THOMSON, upon a Bill of Indictment found against *Francis Charteris*, Esq; for committing a Rape on the Body of *Anne Bond*, of which he was found Guilty.

Printed (by the Approbation of the said JUDGES) for T. PAYNE, at the Crown in Ivy-Lane, near Pater-noster-Row. M.DCC.XXX.

(Price Six Pence.)

July 1730

THE
 PROCEEDINGS
 AT THE
 Sessions of the Peace,
 AND
 Over and Termining
 FOR THE
 City of LONDON
 AND
 County of MIDDLESEX

At Justice-Hall in the Old-Bailie on Friday the 27th of
 February last, before the Right Honourable Sir RICHARD
 BROOKE, Knt. Lord Mayor of the City of LONDON;
 the Honourable Mr. Justice PRICE, Mr. Justice BOWEN,
 and Mr. Justice THOMSON, upon a Bill of Indictment
 found against *James Charnock, Esq.* for committing a
 Rape on the Body of *Mrs. Fowd*, of which he was found
 Guilty.

Printed by the Association of the Law Presses for
 T. PARSONS at the Crown in St. Pauls Church-yard
 in London.

(Printed by Lintock)

(THE)
PROCEEDINGS
AT THE

Sessions of the Peace, and Oyer and Terminer,
for the City of London; and on the King's
Commission of Goal-Delivery of Newgate, held
at Justice-Hall in the Old Bailey, for the City
of London, and County of Middlesex. On
Friday the 27th of February last, in the Third
Year of His Majesty's Reign.

BEFORE the Right Honourable Sir *Richard*
Brocas, Knt. Lord Mayor of the City of
London, the Honourable Mr. Justice *Price*, the
Honourable Mr. Justice *Probyn*, and the Ho-
nourable Mr. Baron *Thomson*.

The Names of the Jury.

Benjamin Forster.

John Wilton.

Simon Parsons.

John Barrett.

Robert Matthews.

Thomas Wise.

Richard Wilder.

Nicholas Gardener.

William Carpenter.

Jona:han Halley.

John Wells.

Richard Powel.

Francis Charteris, of St. George, Ha-
nover-Square, Esq; was indicted, for that he,
not having the Fear of God before his Eyes,
but being moved by the Instigation of the
Devil,

Devil did on the 10th of November last
 vish, and Carnally know *Anne Bond*, Spinster,
 against the Will of the said *Anne Bond*, against
 the Peace of our Sovereign Lord the King, his
 Crown and Dignity, and against the Statute in
 that Case made and provided.

To this Indictment, the Prisoner pleaded
 not Guilty; and for his Trial, put himself up-
 on God and his Country.

Anne Bond, the Prosecutrix, deposes, That
 she being out of Service, and sitting at the
 Door of the House where she lodged, a Wo-
 man, who was a Stranger to her, came to
 her, and ask'd her, if she wanted a Place? and
 told her, she helped Servants to Places. She ac-
 cepted her offer, and on the 24th of October,
 she carried her to live with one Colonel Har-
 vey, (as she told her,) that the Colonel himself
 hired her; that she was treated very civilly for
 about three Days; that then he tempted her
 to lyē with him, and offer'd her a Purse of
 Gold; that he made the like offer to her se-
 veral times, and told her, that he would give
 her fine Clothes and Money, and a House to
 live in, and would also get her a Husband;
 she said, she refused all his offers, and told
 him, she would not give into any such thing;
 that she did not know his right Name till the
 third

third Day, when a Servant knocked at the Door, and call'd him by his right Name; that having heard of his Character, she would not have come to him if she had known his right Name, and that she was resolved to go away as soon as she was informed of it, but he ordered the Servants not to let her go; that the Street-Door was kept lock'd, and that the Key was always delivered from one Servant to another, so as that she could not get out; that she staid there from the 24th of *October*, till the 10th of *November*, which was the Day, she said, the Rape was committed.

The manner of which was, as she said, she was called up by the Clerk of the Kitchen, (whose Name is *Gordon*,) about Seven o'Clock that Morning to her Master, that her Master bid her stir the Fire, and then he went to the Door, and shut it, and threw her upon a Couch, and had carnal Knowledge of her Body by force. She said, she cry'd out, and the Servants were in the Hall, which is the next Room, and might have heard her, but did not come to her Assistance; that upon her crying out, he stopped her Mouth with his Night-Cap; she said, the Room was next the Street, a Ground-floor, and the Window-shutters open; she said, after he had Ravished her, and she

had got from him, she told him, she would tell her Friends, and that she would prosecute him ; that then he threaten'd he would be the Death of her, if she told it; but she persisted she would, and soon after he whipp'd her with a Horse-whip over her Back and Head, and then he unlock'd the Door, and the Clerk of the Kitchen, Mr. Gordon, came in, and her Master order'd him to take all her Things from her, and her Money, for he said she had Robb'd him of twenty Guineas. She said, she went away that Day, and told a Friend of hers, one Mrs. Parsons, of his ill Usage of her, by lying with her by force, and whipping her, and keeping her Clothes from her. She being cross examin'd, was ask'd, If she was not acquainted with the Prisoner at *Cockram* in *Lancashire*? She deny'd it.

She was ask'd, If when she came to live with the Prisoner, she did not bring him a Letter? She deny'd it.

She was ask'd, If she had not lain in the same Bed with the Prisoner? She said, No.

She was ask'd, If she did not lie in the Trundle-Bed in the same Bed-Chamber, and just by the Bed of the Prisoner? She own'd she lay there four Nights, that the fifth Night he had another Maid-Servant in Bed with him,

him, and he called to her to come to him, that he might lie in State (as he express'd it) but she said she refus'd it, and never lay in the Truckle-Bed after that.

She was ask'd, How she came to lie in the Truckle-Bed in the same Room with him after his offers to lie with her? Which she said were so disagreeable to her, that she resolved to get away from the House if in her Power; she said another Servant lay in the Bed with her.

She was ask'd, If she did not accept of a Mother-of-Pearl Snuff-Box from him after his tempting her to lie with him? She said, he forced her to accept it.

Mary Parsons depos'd, That *Anne Bond* came to her the Day she came from the Colonel, and told her, he had Ravished her, and whipped her with a Horse-whip, and charged her with stealing twenty Guineas, and kept her Clothes from her; that she went with her soon after to demand her Clothes, and that the Colonel ordered the Bitches to be turn'd out of Doors; she said, she carried *Anne Bond* to one *Mr. Biss*, and that she told her Story to him.

Mr. Biss depos'd, That *Anne Bond* was brought to him by *Mary Parsons*, and that after telling her Story to him, he helped her

to

to get a Bill of Indictment found ; that it was at first drawn for an Assault, with an Intent to Ravish her, but that the Grand-Jury on examining her, thought it a Rape, and had the Indictment alter'd accordingly.

The first Witness for the Prisoner was Mr. *Gordon*, chief Servant to the Colonel, who depos'd, That upon the 10th of *November*, the Day on which she charg'd the Rape, the Colonel got up about Two o'Clock in the Morning, being ill, and sat in the Parlour ; that the Prosecutor got up, and brought his Breeches after him, and held them for him to put his Legs in. He in a little time after lay down upon the Bed, and got up again at Six ; he dress'd and went out about Seven o'Clock, and came in about Ten. Then he miss'd his Money, and order'd the Witness to fetch up *Anne Bond*, who had lain in the Room with him, to enquire of her about his Money ; that she, instead of coming, when call'd, went backward, under a Pretence of going to the Necessary-House, and staid for a Moment only ; and when she came in, she did not come directly into the Room to her Master, but went into the Bed-Chamber, and put something under the Fire place, and he searched to
see

see what it was, and found it was a little Box, with a Guinea in it. When she came into the Room, the Colonel order'd him to search her, but he found nothing upon her; that she was very easy all the time she was in her Master's Service, and never made the least Complaint of any ill Usage till after her being charged about taking the Money. He deny'd that he call'd her up Stairs to the Colonel about Seven o'Clock in the Morning; he said the Room where she swore the Colonel ravished her is towards the Street, even with the Hall, where all the Servants were in a Morning, and that they never heard any Noise, or crying out; he said, she lay in the Truckle-Bed that very Night she came, and every Night after alone, except the two last Nights, when *Margaret White* lay with her; that she having staid out late on the *Sunday* Night, the Colonel call'd for *Margaret White*, another Servant, and she lay in the Truckle-Bed, as well as *Anne Bond*, that Night, and *Monday* Night, (the Night before the pretended Rape,) he said, she spoke amongst the Servants in the Kitchen, as her Master was a Man of Money, he ought to have his Instrument silver'd, for he was not able to please a Woman.

Mr. *Irving*, a Gentleman, who had been to visit Colonel *Charteris*, on a Sunday, the latter end of *October*, depos'd, That one of the Colonel's Servants brought in a Letter to the Colonel, and told him, a Woman brought it, and waited for an Answer. The Colonel said, it came from a Whore, and he made no Secret of those Matters, and gave him the Letter to read, which he did, and said it was signed *Anne Bond*, and swore to the Letter produc'd; that the Colonel sent for the Woman in, and that *Anne Bond*, the Prosecutor, was brought in as the Woman that came with the Letter, and waited for the Answer. That when *Anne Bond* came in, the Colonel spoke to her as an Acquaintance, and said, *Nanny*, How do you do? How long have you been in Town? And enquired after Friends in the Country. That the Colonel desired him to withdraw, and he went out of the Room for some time, and left the Colonel and her together; that when he return'd, he found her sitting in the Chair that he had sat in; that Tea was call'd for, but another Gentleman coming in upon a Visit, she was desired by the Colonel to go into the Kitchen to the Servants.

The

The Letter was read, directed to Colonel Charteris ; and was in these Words, viz.

Hon. SIR,

I Understand you are in Town, if your Honour pleases, I should be glad to wait on you ; I came from Cockeram in Lancashire ; I came the next Door to Mr. Jones, and should be glad to wait on you ; if your Honour pleases to give me that Liberty, pray pardon this Freedom, I am, with humble Submission, and the greatest Respect,

Your Humble Servant,

Anne Bond.

I wait at your Door for
an Answer.

John Gorley, a Servant to the Colonel, as Valet de Chambre, depos'd, That the Prosecutor, Anne Bond, brought the Letter produced, which was directed to the Colonel, and signed Anne Bond ; that Mr. Irving was with his Master when he fetch'd her into the Room by the Colonel's Orders ; that the Colonel said to her when she came in, Nanny, How long have you been in Town ? And ask'd after Friends in the Country. That he had talk with her afterwards,

afterwards, and she spoke of knowing several at *Ceckeram*, the Colonel's Town, in *Lancashire*. That the Colonel gave him Money the Day after she came to redeem her Clothes, which she said had been pawn'd for her by one Mr. *Biss*, when she was ill. He said, from the time she came, which was the 24th of *October*, to the 5th of *November*, when he went for *Holland*, she lay every Night in the Truckle-Bed in his Master's Room. That she never complained of any ill Usage, but on the contrary said, her Master was very kind to her; he had also bought some Linen for Shifts for her by his Master's Order.

J. Davis depos'd, He came Servant to the Colonel the 4th of *November*, the first Night after he came, he went into the Bed-Chamber, under a Pretence of drawing his Master's Curtains after he was in Bed, but it was to see if she was in Bed with him, for he had a mind to lie with her himself; and he saw her in Bed with the Colonel, and he ask'd her the next Morning, If she was not asham'd to go to Bed to her Master? And she answer'd, No; for that she had been us'd to it. He said, he saw her in the Truckle-Bed, and also another time in the Bed with his Master.

Hannah

Hannah Lipscomb, House-keeper to the Colonel, depos'd, That *Anne Bond* lay in the Truckle-Bed the very first Night that she came, and after the second Night she saw her in Bed with the Colonel in the Morning, and several other times; that she never made the least Complaint of any ill Usage till the last Day that she was charged with having the Money; that she heard her say amongst the Servants, her Master's Instrument was worn out, and as he had a great deal of Money, it should be tipp'd with Silver; she confirm'd the bringing the Letter by *Anne Bond*, and that she saw her when she waited for an Answer.

Thomas Vaux, a Sadler, depos'd, That one of the Colonel's Horses having broke loose about Five o'Clock in the Morning, the 1st of November, a Servant came and fetch'd him to bring some Collars for the Horses; he said, he went to speak to the Colonel to have his Orders, for that he had struck out some Articles from a former Bill, for not having his Orders about them; that he went to the Bed-Chamber, and spoke to him, and that he saw *Anne Bond* in Bed with him; that she rose out of the Bed, and took her Petticoats in her Hand, and went into the next Room, and made a Curtesy to him as she went by; that the next

D

Morn-

Morning when he brought some Things home for the Horses, he had some Talk with her, and being her Countryman, and familiar with her, he ask'd her about the Colonel's Ability, and she answer'd, he was quite unable, for his Affair was no better than a Piece of Pudding.

* *Thomas Cooper*, a Master of a Ship, said, he had Business with the Colonel, and came one Morning early, and found *Anne Bond* in Bed with him; he said, he believ'd it to be about the beginning of *October*; but as he had not his Journal with him, he could not be positive. This must be a mistake of the Month, for that she was not in the Colonel's Service till the latter End of *October*.

Margaret White depos'd, She came to the Colonel the *Friday* before the *Tuesday* that *Anne Bond* went away; she said, that on the *Sunday* Night, *Anne Bond* staid out late, and the Colonel was angry, and then he order'd her to lie in the Truckle-Bed, which she did that Night, and *Monday* Night, with *Anne Bond*; that the Colonel rose early on *Tuesday* Morning, not being well, that *Anne Bond* brought his Breeches after him, she heard no crying out that Morning; that they had all drank Tea together, and a Person came to him about Business,

finess, and he put his Hands in his Pockets, and miss'd some Money, and said, he had lost twenty Guineas, that this was between Eight and Nine o'Clock, and that the Colonel did not go out till after that time. Here she differ'd from Mr. *Gordon* about the time of the Colonel's going out, but confirm'd the Improbability of any Rape that Morning from what she relates.

Mr. *Hamilton*, an *Upholder*, depos'd, He was employ'd to put up some Curtains for the Colonel, he said he was the Person that saw him put his Hands in his Pockets, and miss'd his Money; that as he sat on the Couch, he took the Money out of his Pocket, and dropt Two Shillings on the Couch, which he took up, and gave him, but he said he miss'd twenty Guineas, that this was about Eight or Nine o'Clock the 10th of *November*.

By way of Reply, There were produc'd for the Prosecutrix, Mr. and Mrs. *Bee*, and Mr. *Harwood*, who depos'd, That *Anne Bond* had lived as a Servant with them, and they gave her the Character of a modest young Woman, and behav'd herself as such when in their Service, and they did not believe that she would forswear herself.

After

After a very short Stay, (of about a Quarter of an Hour,) the Jury found the Prisoner guilty. **Death.**

St. James's, April 10, This Day Mr. Justice Price, Mr. Justice Probyn, and Mr. Baron Thomson, Recorder of the City of London, who sat upon the Trials of the Criminals at the last Sessions at the Old Bailey, attended His Majesty in Council (at which were present his Royal Highness the Prince, the Lord Privy Seal, Lord Steward, Lord Chamberlain, Duke of Bolton, Duke of Rutland, Duke of Argyle, Duke of Montrose, Duke of Ancaster, Earl of Westmorland, Earl of Chesterfield, Earl of Burlington, Earl of Abington, Earl of Scarborough, Earl of Loudoun, Earl of Findlater, Earl of Marchmont, Earl of Stair, Earl of May, Earl of Sussex, Viscount Townshend, Viscount Lonsdale, Viscount Cobham, Viscount Falmouth, Viscount Torrington, Lord Wilmington, Mr. Chancellor of the Exchequer, Lord Chief Justice Eyre, the Lieutenant General of the Ordnance, and Henry Pelham, Esq;) to make Report of the Trials of such as were capitally Convicted at the said Sessions; and among others,

others, of the Case of Colonel *Francis Charteris*, condemned for a Rape committed on the Body of *Anne Bond*: And His Majesty having heard severally the Opinions of the said Judges upon the said Case, who all agreed in their Report, was pleased by the unanimous Advice of his Privy-Council, to order that the said *Francis Charteris* should be pardoned, and forthwith admitted to Bail.

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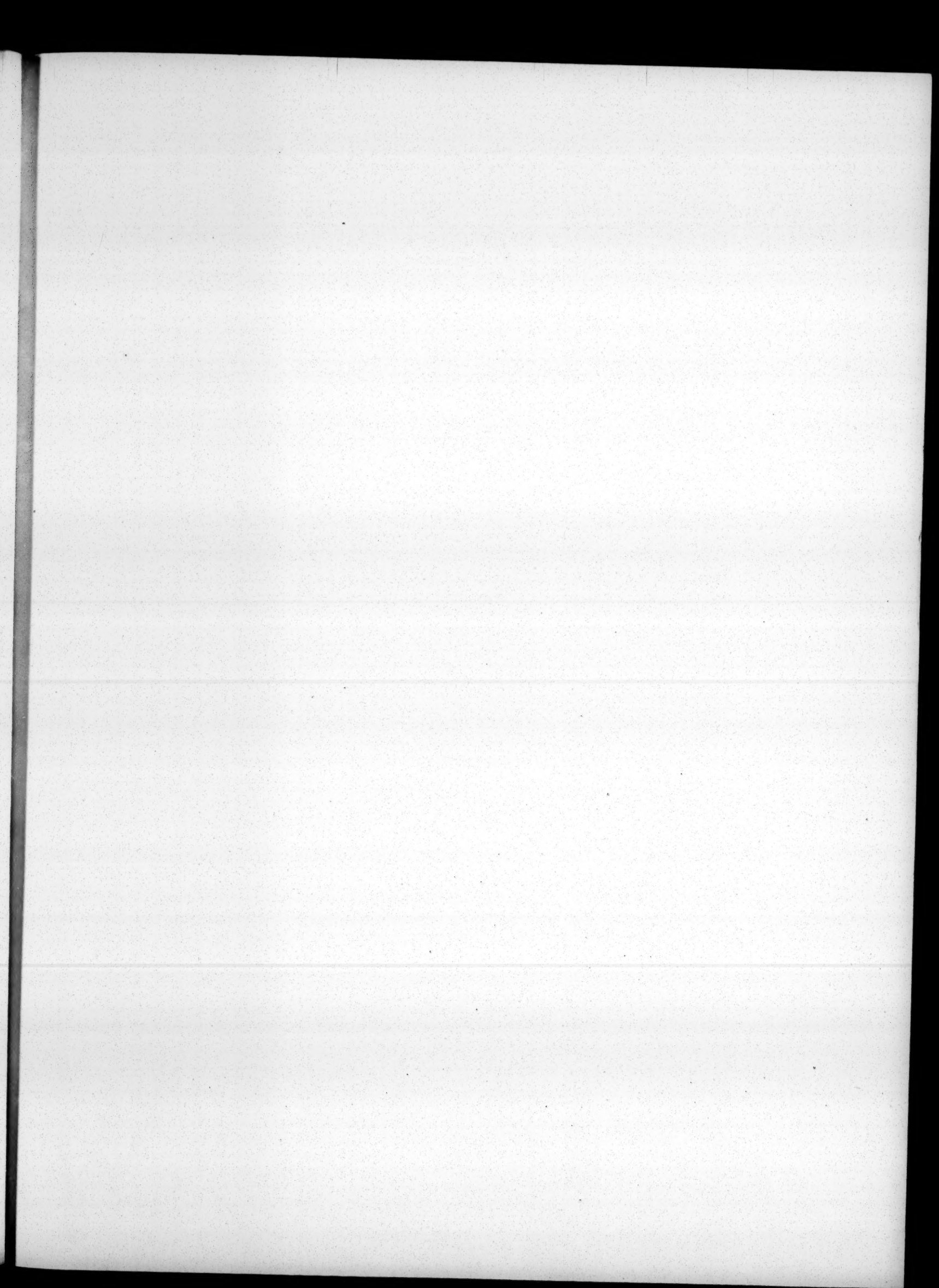
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